



BOARD OF PUBLIC WORKS AND SAFETY

MEETING MINUTES

Meeting Date: April 28, 2021

MEMBERS

TRENT A. MCCAIN ESQ., PRESIDENT ~ PRESENT

ARLENE D. COLVIN, VICE PRESIDENT ~ PRESENT

CHARLES PELLER, MEMBER ~ PRESENT

MARIANETTA L. BARBER, CLERK

MINUTES

APPROVAL OF MEETING MINUTES

April 14, 2021 – Approved & Adopted

T. McCain – Aye

A. Colvin – Aye

C. Peller – Aye

*Motion to amend agenda under Public Works to include Adoption of Dogs – Police Department *

CLAIMS

Approval of Claims to be Paid on April 30, 2021

○ 101 – GENERAL FUND		\$ 88,878.66
○ 152 – COVID-19 HEALTH	\$	15,994.75
○ 213 – ESG SHELTERS	\$	24,200.00
○ 227 – LAW ENF TRAIN	\$	8,764.38
○ 231 – LOCAL ROADS & S	\$	11,104.19
○ 232 – MOTOR VEHICLE H	\$	3,075.10
○ 233 – LNDFL CLOSURE	\$	2,029.24
○ 240 – HEALTH/HUMAN SE	\$	2,773.30
○ 243 – GHD RENTAL	\$	920.00
○ 246 – HIV PREVENTION	\$	933.10
○ 250 – PARK DEPARTMENT	\$	508.98
○ 254 – VEHICLE AUCTION	\$	4,839.87
○ 258 – BIO-TERRORISM	\$	1,100.00
○ 261 – COMMUNITY DEVEL	\$	24,167.64
○ 270 – MEDIA FUND	\$	3,800.00

○ 271 – J-PIT/LNDFIL MT	\$ 1,154.49
○ 408 – FIRE CAP EQUIP	\$ 2,673.48
○ 823 – CONSOLIDAT AREA	\$ 21,148.95
○ 826 – LAKEFRONT	\$ 3,513.68
○ 834 – DALTON ARMS	\$ 124,965.90
○ 875 – E LAKEFRONT TIF	\$ 225.00

SPECIAL REVENUE **\$ 257,892.05**

○ 224 – AMBULANCE NON-R	\$ 453.12
○ 463 – PUB SFTY INC TA	\$ 6,558.19
○ 474 – RDVLP AUX NON	\$ 266.25
○ 702 – FIRE PENSION FU	\$ 25,929.35
○ 730 – POLICE PENSION	\$ 1,500.00
○ 815 – NEIG STABIL PRO	\$ 37.12
○ 816 – LEAD GNT	\$ 336.42

TOTAL CLAIMS TO BE PAID **\$ 381,851.16**

– Approved

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

Ratification of Claims Paid on April 23, 2021

○ 101 – GENERAL FUND	\$ 118,180.18
○ 152 – COVID-19 HEALTH	\$ 3,351.79
○ 213 – ESG SHELTERS	\$ 50,859.50
○ 227 – LAW ENF TRAIN	\$ 30,947.00
○ 229 – UNSAFE BUILDING	\$ 255.00
○ 231 – LOCAL ROADS & S	\$ 2,000.58
○ 232 – MOTOR VEHICLE H	\$ 959.60
○ 235 – SOLID WASTE REC	\$ 8,449.37
○ 250 – PARK DEPARTMENT	\$ 4,621.43
○ 254 – VEHICLE AUCTION	\$ 5,980.41
○ 270 – MEDIA FUND	\$ 3,971.08
○ 401 – CCI	\$ 225.00
○ 402 – CCD	\$ 12,500.00
○ 826 – LAKEFRONT	\$ 361,962.50
○ 849 – NWI TOBACCO GRA	\$ 1,242.42
○ 885 – SFE & THRIVING	\$ 1,880.00

SPECIAL REVENUE **\$ 494,958.05**

○ 216 – MARQUETTE PARK	\$ 2,332.54
○ 224 – AMBULANCE NON-R	\$ 28.04
○ 462 – CEDIT	\$ 14,410.25

– Approved

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

CORRESPONDENCE AND AGREEMENTS

CORRESPONDENCE FROM THE MAYOR'S OFFICE

Agreement with GSD for Solid Waste Management Services Reimbursement. The Parties have agreed that the Gary Sanitary District ("GSD") will provide or contract for the solid waste management services needs of the City of Gary. The GSD shall bill the City of Gary for reimbursement twice a year in January and July of all costs associated with providing solid waste management services. The City is required to pay the billed costs within thirty (30) days.

– Approved

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

CORRESPONDENCE FROM THE COMMUNITY DEVELOPMENT DEPARTMENT

On April 14, 2021 bids were let for CDBG Senior, Housing and Emergency rehabilitation work on various properties. Accordingly, we are requesting the Board of Works receive and open the bids.

- **TMC Contractors**
 - 2280 Taft St \$7,310.00
 - 2301 Tennessee St \$25,360.00
 - 2396 Waite St \$25,620.00
 - 637 E 39th Ave NO BID
 - 4787 Jackson St \$13,090.00
 - 612 King St \$24,270.00
 - 2547 Buchanan St \$23,800.00
- **Handyman Services**
 - 4787 Jackson St \$11,600.00
 - 612 King St \$26,500.00
 - 637 E 39th Ave \$25,000.00
 - 632 W 45th Ave \$12,550.00
- **Myers Builders Inc**
 - 2396 Waite St \$25,000.00
 - 4787 Jackson St \$9,500.00
 - 2280 Taft St \$8,500.00
 - 2301 Tennessee St \$20,000.00
 - 637 E 39th Ave \$17,000.00
 - 612 King St \$24,000.00
 - 2547 Buchanan St \$25,000.00

- **JMD Construction**
 - 2396 Waite St \$23,650.00
 - 2280 Taft St \$6,800.00
 - 2547 Buchanan St \$27,500.00
 - 4787 Jackson St \$9,475.00
 - 612 King St \$29,575.00
 - 637 E 39th Ave \$18,300.00

– **Approved**

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

CORRESPONDENCE FROM THE PUBLIC WORKS DEPARTMENT

Acceptance of bid for HVAC routine maintenance services. Public Works has reviewed the submitted bid received at the April 7, 2021 Board of Public Works & Safety Meeting. The lone bid was correct and in order as follows:

- Mechanical Concepts Inc. - \$20,650.00

The department recommends accepting the sole bid from Mechanical Concepts in the amount of \$20,650.00.

– **Approved**

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

Contract ratification with Mark International, LLC to pay past due invoices for security services. The effective date of the Contract shall be December 28, 2020 until February 19, 2021. Contractor shall be paid an amount not to exceed \$6,577.50.

– **Approved**

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

Request to Advertise for seasonal lawn care services. Public Works is requesting to advertise for seasonal lawn care services for the 2021 season.

– **Approved**

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

***Discussion:** Board President McCain asked the Public Works Department to advise the viewing public of the next steps after the request to advertise is approved. Raven K. Hall (Ofc. Mgr. Public Works) proffered, that the advertisement will start next week & run for approximately 3 weeks.

Residential disabled parking signage (new). For review and approval, the following resident has presented an application for a new residential disabled parking sign:

- **Gwendolyn Swope**
234 Taft Pl

All submitted documentation has been verified and the required fees have been paid.

– **Approved**

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

Request for permit to install pipeline – NIPSCO – Central Avenue at I-65. NIPSCO has requested a permit to install a natural gas pipeline with an open cut trench at the subject location. The traffic control method and attached detour plan has been reviewed and is acceptable. The work is expected to take place on 6/22/21 and 6/23/21.

If the board approves, it is recommended granting NIPSCO a permit contingent upon:

- 1. Payment of the \$1,000 fee per ordinance.**
- 2. All Right of Way Permit requirements shall be followed.**
- 3. Petitioner shall notify affected property & business owners, Police, Fire, and Public Works 72 hours prior starting work.**
- 4. Petitioner shall notify Public Works upon completion to schedule a final inspection of the restoration.**

– **Approved**

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

Request to install wayfinding signs within City ROW – Spectacle Entertainment/Hard Rock Casino. Hard Rock Casino has requested permission to install wayfinding signs within the 29th Avenue right-of-way. These signs will assist customers on which entrances to use for various purposes. The City engineer has reviewed the proposed signs and locations and does not have any concerns with traffic safety or operations.

– **Approved**

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

Keldorn Trucking oversized load permit to move an oversized load on the City street N Clark Road. They will be performing the move April 25, 2021. The City engineer has reviewed the route, weight, dimensions, and traffic plan and has no comments or concern. It is recommended granting Keldorn Trucking an oversized load permit to use the specified route contingent upon:

- 1. A fee of \$50 (per ordinance) is paid.**

– **Approved**

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

Request to close access points to Buffington Harbor Drive – Majestic Star Casino/Spectacle Entertainment. Majestic Star Casino has closed in preparation for the final move to the new Hard Rock Casino. Buffington Harbor Drive and the access points to the casino are on roadway easements dedicated to the City of Gary. Spectacle Entertainment is planning on blocking those access points to secure their property per the provided attached letter. Since the City is responsible for the maintenance of the roadways, it's believed that the Board of Works should officially authorize their closure. The request has been reviewed, and we have determined that there will be no detriment to the City or general public resulting from these closures.

The City engineer recommends that the Board authorize Spectacle Entertainment to proceed with placing the barricades and gates as proposed.

– Approved

T. McCain – Aye

A. Colvin – Aye

C. Peller – Aye

Request for permit to retire utility vaults – NIPSCO – various locations. NIPSCO requested a permit to inspect and then retire underground utility vaults in various locations throughout the City. The work will begin upon approval and will last through December 2022. The traffic control method has been reviewed and is acceptable.

If the Board approves, it is recommended granting NIPSCO a permit contingent upon:

1. Payment of the \$1,000 fee per ordinance.
2. All Right-of-Way permit requirements shall be followed.
3. NIPSCO shall provide weekly updates where they will be working.
4. Petitioner shall notify affected property & business owners, Police, Fire, and Public Works 72 hours prior to starting work at each location.
5. Petitioner shall notify Public Works upon completion to schedule a final inspection of the restoration.

– Approved

T. McCain – Aye

A. Colvin – Aye

C. Peller – Aye

Request for permit to inspect pipelines – NIPSCO:

- 4405 Grant St
- 3306 Village Court
- 1538 W. Ridge Road

NIPSCO has requested a permit to excavate and inspect underground pipelines within the City right-of-way at locations shown. The work will start on 4/28/21 and be completed by 5/10/21. The traffic control method has been reviewed and is acceptable.

If the Board approves, it is recommended granting NIPSCO a permit contingent upon:

1. Payment of the \$1,000 fee per ordinance.
2. All Right-of-Way permit requirements shall be followed.
3. Petitioner shall notify affected property & business owners, Police, Fire, and Public Works 72 hours prior to starting work at each location.
4. Petitioner shall notify Public Works upon completion to schedule a final inspection of the restoration.

– Approved

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

CORRESPONDENCE FROM THE LAW DEPARTMENT

NIPSCO temporary construction easement and permanent gas easement. The Law Department has reviewed the second Agreement to Pay Balance (“APB”) in regards to the temporary construction and permanent gas and electric easements being granted to NIPSCO on property currently owned by the City of Gary. The property for both easements is identified by PIN: 45-08-03-227-001.000-004, which is on Mason Ave. and Tennessee St. and will be used for NIPSCO’s 483 Project. This Board has already approved similar temporary construction and gas easements to provide access for the construction of the facilities needed for the project. The permanent easement will be for the continued access to the property to maintain the gas service facilities as well. The temporary easement is contained within the same parcel, but is larger to accommodate workspace and ingress and egress to the site. In exchange for the easements, the APB requires NIPSCO to pay the City a total agreed upon consideration in the amount of two thousand two hundred eighty Dollars (\$2,280).

– Approved

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

Interlocal Cooperative Agreement with INDOT for Improvements along US 20. The Law Department has reviewed the Interlocal Cooperative Agreement with the Indiana Department of Transportation (“INDOT”). The Parties have agreed that the City will be the lead on the project in compliance with Gary’s “plans” included as Exhibit 2 and will receive approval from INDOT before changing said plans. Additionally, the City will be contributing their local match as required by the LPA and maintain the improvements including all snow and ice treatment. In exchange, INDOT will assume all costs related to the acquisition of this right-of-way.

– Approved

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

CORRESPONDENCE FROM THE FINANCE DEPARTMENT

Contract with Nestle Waters North America Inc. to supply water, coffee, sugar, creamer, cups, etc. to various departments throughout the City of Gary. The term of the Contract is from January 31, 2021 until January 31, 2022. Contract shall be paid an amount not to exceed \$15,000.00.

– Approved

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

Quit-claim deeds for transfer of property. The Law Department has reviewed the Resolution and quit-claim deeds transferring ownership of the multiple properties between the City of Gary and the Redevelopment Commission.

- Schedule A on file

The properties were transferred pursuant to a prior agreement, but due to an error, the properties need to be transferred once again.

– Approved

T. McCain – Aye

A. Colvin – Aye

C. Peller – Aye

CORRESPONDENCE FROM THE POLICE DEPARTMENT

Rank adjustments effective as of the date indicated below:

- Lieutenant Bruce Outlaw retired from his position, effective March 31, 2021. The below listed officers are next in line for promotional eligibility:
- Sergeant Anthony Titus is promoted to the rank of Lieutenant
- Corporal John Artibey is promoted to the rank of Sergeant

The aforementioned promotions are effective April 26, 2021.

– Approved

T. McCain – Aye

A. Colvin – Aye

C. Peller – Aye

Memorandum of Agreement between the City of Gary, the Police Department and Police Officer Anne M. Malinoff (“Officer Malinoff”) to adopt a two-year-old, male German Shepard patrol/detection/officer protection canine named Fido who currently belongs to Officer Malinoff.

– Approved

T. McCain – Aye

A. Colvin – Aye

C. Peller – Aye

UNFINISHED BUSINESS ~ None

NEW BUSINESS ~ None

PUBLIC COMMENTS ~ None

APPROVED and ADOPTED on April 28,
2021.

A handwritten signature in black ink, appearing to be "L. McCain", written over a horizontal line.

CORRESPONDENCE FROM THE COMMON COUNCIL

Contract with All About the Printing, C/O Tracey Peterson to produce and install signage above Council Chambers doors and Council Lounge doors. The term of the Contract is from April 1, 2021 until December 31, 2021. Contract shall be paid an amount not to exceed \$1,443.84.

– Approved

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

CORRESPONDENCE FROM THE REDEVELOPMENT DEPARTMENT

Quit-claim deeds for transfer of property. The Law Department has reviewed the Resolution and quit-claim deeds transferring ownership of the following properties from the City of Gary to the Redevelopment Commission:

- 15th State St.
- 18th State St.

The properties will be used for donation of land in the neighboring program and returned back to the tax roll in the City of Gary.

– Approved

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

Quit-claim deeds for transfer of property. The Law Department has reviewed the Resolution and quit-claim deeds transferring ownership of the following properties from the City of Gary to the Redevelopment Commission:

- 100-18 Hancock St.
- 7224-26 W. 5th Ave.
- 7208 W. 5th Ave.
- 7100 W. 5th Ave.
- 7202 W. 5th Ave.
- 7128-30 W. 5th Ave.
- 7124-26 W. 5th Ave.
- 7120-22 W. 5th Ave.
- 7108-10 W. 5th Ave.
- 7100-02 W. 5th Ave.

The properties will be used for donation of land in the neighboring program and returned back to the tax roll in the City of Gary.

– Approved

T. McCain – Aye
A. Colvin – Aye
C. Peller – Aye

Trent A. McCain, President

A handwritten signature in cursive script, reading "Arlene D. Colvin", written over a horizontal line.

Arlene D. Colvin, Vice President

A handwritten signature in cursive script, reading "Charles Peller", written over a horizontal line.

Charles Peller, Member

